

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

ANDREW MCINTOSH, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

VS.

VEECO INSTRUMENTS, INC., et al.,

Defendants.

BARRY LINZER, On Behalf of Himself and
All Others Similarly Situated,

Plaintiff,

VS.

VEECO INSTRUMENTS, INC., et al.,

Defendants.

BRUCE KANTOR, On Behalf of Himself and
All Others Similarly Situated,

Plaintiff,

VS.

VEECO INSTRUMENTS, INC., et al.,

Defendants.

Civil Action No. 2:05-CV-00889-LDW-ETB

ELECTRONICALLY FILED

CLASS ACTION

Civil Action No. 2:05-CV-00957-DRH-ETB

CLASS ACTION

Civil Action No. 2:05-CV-00967-LDW-ETB

CLASS ACTION

[Caption continued on following page.]

NOTICE OF FILING OF NECA-IBEW PENSION FUND'S MEMORANDUM OF LAW IN
RESPONSE TO DEFENDANTS VEECO INSTRUMENTS INC., EDWARD H. BRAUN AND
JOHN F. REIN, JR.'S MOTION TO TRANSFER AND CONSOLIDATE ACTIONS FOR
PRETRIAL PROCEEDINGS

GEORGE F. WALKER, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

vs.

VEECO INSTRUMENTS, INC., et al.,

Defendants.

PHILIP G. COLLINS, On Behalf of Himself
and All Others Similarly Situated,

Plaintiff,

vs.

VEECO INSTRUMENTS, INC., et al.,

Defendants.

SERVAAS HOLTHUIZEN, Individually and
On Behalf of All Others Similarly Situated,

Plaintiff,

vs.

VEECO INSTRUMENTS, INC., et al.,

Defendants.

GERALD J. VOGT, et al., On Behalf of
Themselves and All Others Similarly Situated,

Plaintiffs,

vs.

VEECO INSTRUMENTS, INC., et al.,

Defendants.

Civil Action No. 2:05-CV-01003-JS-ETB

CLASS ACTION

Civil Action No. 2:05-CV-01277-LDW-ETB

CLASS ACTION

Civil Action No. 2:05-CV-01337-LDW-ETB

CLASS ACTION

Civil Action No. 2:05-CV-01430-LDW-ETB

CLASS ACTION

[Caption continued on following page.]

<hr/>	X	
TIMOTHY JOE GROVE, On Behalf of	:	Civil Action No. 2:05-CV-01552-LDW-ETB
Himself and All Others Similarly Situated,	:	
	:	<u>CLASS ACTION</u>
Plaintiff,	:	
	:	
vs.	:	
	:	
VEECO INSTRUMENTS, INC., et al.,	:	
	:	
Defendants.	:	
<hr/>	X	

PLEASE TAKE NOTICE that proposed Lead Plaintiff NECA-IBEW Pension Fund (The Decatur Plan) (“NECA”) has filed its Memorandum Of Law In Response To Defendants Veeco Instruments Inc., Edward H. Braun and John F. Rein, Jr.’s Motion To Transfer And Consolidate Actions For Pretrial Proceedings before the Judicial Panel on Multidistrict Litigation. A copy of the response is attached hereto as Exhibit A.

DATED: May 24, 2005

LERACH COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP

/s/ Mario Alba Jr.

MARIO ALBA, JR.

SAMUEL H. RUDMAN (SR-7957)
DAVID A. ROSENFELD (DR-7564)
MARIO ALBA, JR. (MA-7240)
200 Broadhollow Road, Suite 406
Melville, NY 11747
Telephone: 631/367-7100
631/367-1173 (fax)

[Proposed] Lead Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I, Mario Alba, Jr., hereby certify that on May 24, 2005, I caused a true and correct copy of the attached:

Notice Of Filing Of NECA-IBEW Pension Fund's Memorandum Of Law
In Response To Defendants Veeco Instruments Inc., Edward H. Braun and
John F. Rein, Jr.'s Motion To Transfer And Consolidate Actions For
Pretrial Proceedings

to be served by first-class mail to all counsel on the attached service list.

/s/ Mario Alba, Jr.

Mario Alba, Jr.

VEECO INSTRUMENTS (EDNY)

Service List - 4/18/2005 (05-0043)

Page 1 of 3

Counsel For Defendant(s)

Robert F. Serio
Gibson, Dunn & Crutcher LLP
200 Park Avenue, 47th Floor
New York, NY 10166-0193
212/351-4000
212/351-4035(Fax)

Counsel For Plaintiff(s)

Mark C. Gardy
Abbey Gardy, LLP
212 East 39th Street
New York, NY 10016
212/889-3700
212/684-5191(Fax)

Evan J. Smith
Marc L. Ackerman
Brodsky & Smith, LLC
240 Mineola Blvd., 1st Floor
Mineola, NY 11501
516/741-4977
610/667-9029(Fax)

Steven J. Toll
Daniel S. Sommers
Julie Goldsmith Reiser
Cohen, Milstein, Hausfeld & Toll, P.L.L.C.
1100 New York Ave., N.W., Suite 500
Washington, DC 20005-3964
202/408-4600
202/408-4699(Fax)

Catherine A. Torell
Cohen, Milstein, Hausfeld & Toll, P.L.L.C.
150 East 52nd Street, 13th Floor
New York, NY 10022
212/838-7797
212/838-7745(Fax)

Alfred G. Yates, Jr.
Law Offices of Alfred G. Yates, Jr., P.C.
519 Allegheny Building
429 Forbes Avenue
Pittsburgh, PA 15219
412/391-5164
412/471-1033(Fax)

Brian M. Felgoise
Law Offices of Brian M. Felgoise, P.C.
261 Old York Road, Suite 423
Jenkintown, PA 19046
215/886-1900
215/886-1909(Fax)

VEECO INSTRUMENTS (EDNY)

Service List - 4/18/2005 (05-0043)

Page 2 of 3

Charles J. Piven

Law Offices of Charles J. Piven, P.A.

The World Trade Center-Baltimore

401 East Pratt Street, Suite 2525

Baltimore, MD 21202

410/332-0030

410/685-1300(Fax)

Curtis V. Trinko

Law Offices of Curtis V. Trinko LLP

16 West 46th Street, Seventh Floor

New York, NY 10036

212/490-9550

212/986-0158(Fax)

Marc S. Henzel

Law Offices of Marc S. Henzel

273 Montgomery Avenue, Suite 202

Bala Cynwyd, PA 19004

610/660-8000

610/660-8080(Fax)

Samuel H. Rudman

David A. Rosenfeld

Mario Alba, Jr.

Lerach Coughlin Stoia Geller Rudman &
Robbins LLP

200 Broadhollow Road, Suite 406

Melville, NY 11747

631/367-7100

631/367-1173(Fax)

Steven G. Schulman

Peter E. Seidman

Milberg Weiss Bershad & Schulman LLP

One Pennsylvania Plaza

New York, NY 10119

212/594-5300

212/868-1229(Fax)

Marc A. Topaz

Richard A. Maniskas

Schiffrin & Barroway, LLP

280 King of Prussia Road

Radnor, PA 19087

610/667-7706

610/667-7056(Fax)

Jules Brody

Aaron Brody

Tzivia Brody

Stull, Stull & Brody

6 East 45th Street, 4th Floor

New York, NY 10017

212/687-7230

212/490-2022(Fax)

Joseph H. Weiss

Weiss & Lurie

551 Fifth Avenue, Suite 1600

New York, NY 10176

212/682-3025

212/682-3010(Fax)

VEECO INSTRUMENTS (EDNY)

Service List - 4/18/2005 (05-0043)

Page 3 of 3

Fred T. Isquith

Christopher S. Hinton

Wolf Haldenstein Adler Freeman & Herz, LLP

270 Madison Avenue

New York, NY 10016

212/545-4600

212/545-4653(Fax)